

**Subject:** RE: CPRA request (DCBID.2019.12.30.a)  
**From:** Steph Bernstein <sbernstein@downtownla.com>  
**Date:** 1/21/20, 2:57 PM  
**To:** [REDACTED] Suzanne Holley  
<sholley@downtownla.com>

[REDACTED],

We have been advised that the use of unknown USB devices and/or unrestricted access to the internet via our computers, leaves our systems open to compromise by computer virus and malware. However, you are more than welcome to use a brand new, sealed, writable disc to copy responsive records. If you prefer, we can supply you with one of the discs you previously provided to us since we know they are unused and free of harmful material. Let us know if any of the times we previously offered work for you to come into the office or if you would like us to propose some additional times.

Thanks,

Steph Bernstein  
Director of Administration

Downtown Center Business Improvement District  
600 Wilshire Blvd., Suite 870 I Los Angeles, CA 90017  
Call: 213-416-7517 I Fax: 213-624-0858  
Email: [sbernstein@downtownla.com](mailto:sbernstein@downtownla.com)  
Web: DowntownLA.com

-----Original Message-----

From: [REDACTED]  
Sent: Saturday, January 18, 2020 4:48 PM  
To: Steph Bernstein <[sbernstein@downtownla.com](mailto:sbernstein@downtownla.com)>; Suzanne Holley <[sholley@downtownla.com](mailto:sholley@downtownla.com)>  
Subject: Re: CPRA request (DCBID.2019.12.30.a)

Hi Ms. Bernstein,

The law requires your organization to allow me to make copies of records using any means that doesn't make contact with the records. The computer itself is not, obviously, the records it contains as, the proverb tells us, the map is not the geography. There is no such thing as a means of copying records that makes contact with the records. Therefore the law clearly requires you to allow me to copy the records onto a USB drive or, alternatively, to a remote location via the internet. Please confirm that this is your understanding as well.

Now, not that I think you all are predictable or anything, but I have a feeling you might be planning to respond to this claim by invoking section 6253(d)(1)(B). Such a response will fail. You will note that that exception to the general rule stated in 6253(d)(1) applies only when the means "would result" in the dire consequences listed there. It's just false to claim that copying records onto a USB drive or over the internet would result in those things. Also note that the legislative history of the bill that added this language to the section makes it very clear that this is the legislature's intent.